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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: MICHEAL L. GRUENBERG  
Serial No.: 09/127,138  
Filed: July 31, 1998  
For: AUTOLOGOUS IMMUNE CELL  
THERAPY: CELL  
COMPOSITIONS, METHODS  
AND APPLICATIONS TO  
TREATMENT OF HUMAN  
DISEASE  
Art Unit: 1644  
Examiner: Schwadran, R.

I hereby certify that the above-referenced papers are being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents  
Washington, D.C. 20231, on this date.

10/25/2000  
Date

  
Robert Wickman

TRANSMITTAL LETTER

Commissioner for Patents  
Washington, D.C. 20231

Sir:

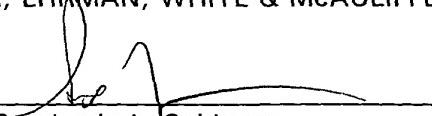
Enclosed for recording is a **Substitute Declaration For Patent Application** for the above-identified patent application. Included are the following:

- 1) Declaration For Patent Application;
- 2) Return postcard.

The Commissioner is hereby authorized to charge any fee, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,  
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By:

  
Stephanie L. Seidman  
Registration No. 33,779

SLS:rmw

Attorney Docket No. 24731-500E

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DOCKET NO. 24731-500E

12/2000

## DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

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My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### AUTOLOGOUS IMMUNE CELL THERAPY: CELL COMPOSITIONS, METHODS AND APPLICATIONS TO TREATMENT OF HUMAN DISEASE

the specification of which (check one)

- ( ) is attached hereto.  
 was filed by an authorized person on my behalf on  
\_\_\_\_\_ as Application Serial No. 09/127,138.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims as amended by the preliminary amendment filed therewith.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate listed below and so identified, or §365(a) of any PCT international application that designated at least one country other than the United States of America, listed below, and I have also identified below any foreign application for patent or inventor's certificate or PCT international application on this invention filed by us or our legal representatives or assigns and having a filing date before that of the application on which priority is claimed.

			Priority Claimed (Yes or No)
Number	Country	Day/Month/Year Filed	
N/A			

I hereby claim benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date	Conversion date
60/044,693 (converted from 08/506,668)	07/26/95	07/25/96

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

**DOCKET NO. 24731-500E**

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
08/700,565	07/25/96	Pending
<u>PCT Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
PCT/US96/12170	07/24/96	entered National Stage

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith and request that all correspondence and telephone calls in respect to this application be directed to Stephanie Seidman, Heller Ehrman White & McAuliffe LLP, 4250 Executive Square, 7th Floor, La Jolla, CA 92037:

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Paula K. Schoeneck	39,362
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Inventor's signature:	
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Citizenship:	U.S.A.